

Previous references.

File No. 328 of 04

1904-05

Serial Nos. 142

(111 Courts)

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 142

Part B. for July 1905

SUBJECT.

Description of articles in inventories of movables attached by Amins in execution of decrees of civil courts Subject No 38 of the R. A. Progress

FILE No. 328 of 1904.

Description of articles in inventories of movables attached by Amins in execution of decrees of Civil Courts, Subject No. 38 of the Representative Assembly Proceedings of 1904.	
1	To the Registrar of the Chief Court of Mysore, No J. 3534, dated the 6th June 1905. Requests that the Chief Court may be moved to issue orders for Amins giving a sufficient description of articles in inventories of attached movables.
2	From the Registrar of the Chief Court, No. 221-11, dated 10th July 1905. Forwards a printed copy of the corrigendum of the 27th June 1905 to Civil Rule of Practice No. 118 of the 10th September 1904, providing for Amins giving a description of properties in inventories of attached movables.
3	To the Registrar, Chief Court, and the Deputy Commissioner, Kadur, No. J. 239-40-Cts. 328-3, dated 20th July 1905. Records the above. Endorsement, No. 241, dated 20th July 1905. Forwards copy of Sl. No. 3 to the Assistant Secretary in charge of Representative Assembly Report section.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 328

FILE HEADING.

Description of articles in inventories of moveables attached by Amies in execution of Decrees of Civil Court Subject no. 387 of A. P. of 1894.

From

The Registrar of the Chief Ct of Mysore.

No. 21/11 Dated 10/7/05 Received 13/7/05

Diary No. 121 } Enclos. 2 Spare Copies. - { Serial No. 2

BRIEF ABSTRACT OF LETTER.

Forwards a printed copy of corrigendum of the 27th June 05. to Civil Court of Practice no. 118 of the 70th Sep 1904. ~~marking the necessary changes to be made.~~ providing for Amies giving a description of properties in inventories of attached moveables.

NOTES AND ORDERS.

Sd/-
The Members of the Representative Assembly of Mysore having ~~expressed~~ requested that Amies charged with the execution of civil decrees may be required when attaching moveables to take inventories before the Patel, the Shanboque and land holders of the village in which ~~are attached~~ ^{are attached}

Serial
No.

properties ^{are} situated and affix some distinguishing marks thereon to prevent them being replaced by inferior articles, the Chief Ct was requested to take the necessary action in the matter.

The Registrar accordingly forwarded the present reference.

~~As the copy forwarded to the Chief Ct in~~
~~(copy of the Report Section for information)~~
Subd with a draft recording.

17/1/05
17-7-05

(Had name of D. where

attached.

the R.A. member who raised the subject
live)

Let 
(10/7/05)

Passed

To The Registrar of the Chief Court 18/7/05—
& The Dy. Commr. of Kasur

3

J 239-40/c to 328-3 of 20.7.05

Records the above.

Copy forwarded to the Assistant Secretary in charge R.A. Report Section

Cr 7308-04-1

Subj. no. 38 (R.A. 610: 1904)

No. 9 3534 of 6th June
Counts 1905.

The Amius charged with the execution of Civil Court decrees while attaching moveable properties of defendants (judgment-debtors) generally bring with them persons deputed by the plaintiff and take inventories without sufficient description of properties with the result that before sale these are replaced by inferior articles. Such properties fetch very low prices and cause loss to the defendants. To put a stop to this it is requested that the Amius may be required to take the inventories before the patal, the shambog and landholders not less than three in number of the village in which such property is found and affix some distinguishing mark on each of the articles attached, giving at the same time a copy of the inventories to the defendants.

To
The Registrar & the
Chief Court of
Mysore

Has the honor to
invite ~~reference~~ ^{attention} to
the marginally noted
representation, and
the reply of Court
thereto and to
the request that the
Chief Ct. may be
moved to ^{kindly} take the
necessary action
in the matter

Yrs
31. 5. '05

By
Sd/-
Sd/-

Reply of Govt.

The proposal is im-
practicable

File
716 ps
31. 5. '05
J. 6. 1905

2.

unless the amins are em-
powered to enforce the ap-
pearance of the shambog
and pated and ~~three~~ land-
holders. Such proceedings
will greatly delay execution
of decrees. The Chief Court
have recently issued a
rule of practice for giving
an inventory of attached
moveables to ~~the~~ judgment
debtors and will also
issue orders for amins
giving a sufficient
description of properties
in inventories.

Copied by 2/6/05
Examined. ~~SR~~
2/6/05

Cover

8/12/1

REPLY.

No. $\frac{221}{11}$, dated the 18 July 1905
Am: 2

To

The Secretary to the Government of
H. H. the Maharaja of Mysore,
General and Revenue Dept

Sir, With reference to your ho $\frac{3534}{c}$
dated 6 June 1905 and reminder as
 $\frac{ho 75-27}{1328-1}$ per margin, I have the
honor to forward herewith
a printed copy of Corrigendum dated
27 June 1905 to Civil Rule of Prac-
tice No 118 of the 10 September 1902
re Rules giving a description of
properties in inventories

I have the honor to be,

Sir,
Your most Obedt^t Servant,

Del. at St. Mark's

do

Tipsthat

III
may 3/7/05

4

IN THE CHIEF COURT OF MYSORE.

CIVIL SIDE.

Corrigendum dated 27th June 1905 to Rule of Practice No. 118, dated 10th September 1904.

The Chief Court directs that the words "with description sufficient for identification" be inserted between the words "attached property" and the words "to the person &c," in the above Rule.

V. A. RAJARATNA MUDALIAR, Registrar.

IN THE CHIEF COURT OF MYSORE.

CIVIL SIDE.

Rule of Practice No. 143, dated 10th September 1904.

Under Section 652 of the Code of Civil Procedure, the following rule is issued by the Chief Court for regulating the practice of all Civil Courts.

When movable property is attached in execution of any civil process, the attaching officer shall give a copy of the list of attached property to the person in whose possession the property is attached, or if he is not present then, to any adult male member of the household of such person who is present, or if none is present, shall affix it to the outer door of the house of such person and shall note, on the list despatched or brought to the Court, which has issued the process, the mode in which the copy of the list has been delivered or affixed.

V. A. RAJARATNA MUDALIAR, Registrar.

Diary No. of letter replied to _____

Proceedings of the Government of His Highness
the Maharaja of Mysore.GENERAL AND REVENUE
SECRETARIAT.

(Courts)

READ.—

the 20/7/

1905

Date of issue

20/7/05

Signed by

Mr. K. S. Chavara

Lekkhara Aiyar

This office Docket No. 1384

of the 6th June 1905 ~~was~~ to the
 Registrar of the Chief Court in
 Mysore requesting the favor of his honor
 the Chief Court to issue orders
 for annexing a sufficient
 description of properties in inventory
 of properties attached in ex-
 ecution of decrees of civil courts,
 as prayed for by some of the
 members of the Representative
 Assembly of 1904.

2. Letter No. 271/11 of the 10th
 June 1905 from the Registrar of the
 over

SUBJECT

Chief Secy of Mysore forwarding a
copy of Correspondence of the 27th.

June or, making the necessary change
in first rule of Section No 118
of the 10th Sept 1904.

Order Thereon: - of 28-9-40 of 20/7/05
C: 328-3

Received.

18/7/05

18/7/1905

Secretary

To the Registrar of the Chief Secy
The Dy Secy, Kadur, for the Secy, Kadur, under the Secy, Kadur.

Copy to the Secy in charge
of the A. A. Dept. Secy

of 24-1-05 of 20/7/05
C: 328-3

By order

18/7/1905

Secretary

MS SR
17/7/05

Copied by 19/7/05

Examined SR